



No. 1.

C L A U S E S

Proposed to be substituted, on the Report, for the First and Second Clauses of the TITHES (IRELAND) BILL, by Lord John Russell.

1. BE it therefore Enacted by The Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the right of all persons in and to all Tithes or Compositions for Tithes heretofore accrued, or at any time hereafter to accrue due in Ireland, shall wholly cease and determine : Provided, That nothing herein contained shall extend to any arrears of Compositions heretofore accrued due and payable to or by any person entitled to the receipt or bound to the payment of the same by virtue of any such certificate of agreement as is mentioned in an Act passed in the second and third year of his late Majesty's reign, intituled, "An Act to amend Three Acts passed respectively in the fourth, fifth, and in the seventh and eighth years of the reign of his late Majesty King GEORGE the Fourth, providing for the establishing of Compositions for Tithes in Ireland, and to make such Compositions permanent;" and provided further, That nothing herein contained shall extend to any Compositions for Tithes, the right whereof may be vested in Her Majesty under the provisions hereinafter following, nor to any Tithes or Composition for Tithes, for the recovery whereof any suit, action or other proceeding shall have been commenced, previous to the Sixteenth day of July in this present year, in any court of law or equity, but that the plaintiff may either prosecute such action or other proceeding, or discontinue or dismiss the same without payment of costs at his option, and if he shall think fit to discontinue or dismiss the same, and if such Tithes or Compositions for Tithes shall have accrued due for the years One thousand eight hundred and Thirty-six or One thousand eight hundred and Thirty-seven, then and in such case he shall be entitled to the like relief as other persons entitled to Tithes or Compositions for Tithes for those years may have under the provisions of this Act.

Compositions for Tithes abolished not to prejudice such relief as may be obtained for arrears under this Act, nor to affect Arrears due by or to Under-tenants, or Landlords, nor Arrears due by persons having personal Estates or Interests in the Land, nor pending suits.

2. And whereas by an Act made in the third and fourth years of the reign of his late Majesty, intituled, "An Act for the Relief of the Owners of Tithes in Ireland, and for the Amendment of an Act passed in the last Session of Parliament, intituled, 'An Act to amend Three Acts passed respectively in the fourth, fifth, and in the seventh and eighth years of the reign of his late Majesty King GEORGE the Fourth, providing for the establishing of Compositions for Tithes in Ireland, and to make such Compositions permanent,'" the persons from time to time entitled to the receipt of any Composition for Tithes to which the Memorialist who received any advance under authority of the said Act was then entitled, or which has been established in lieu of the Tithes to which such Memorialist was entitled, were made liable to the repayment by five annual instalments of the advances so made, and the persons so from time to time liable to the payment of such instalments, were authorized to recover, together with and in addition to the Compositions payable to them, certain sums directed by the said Act to be added to and made payable therewith: And whereas four of the said annual instalments have accrued due, and the fifth of such instalments will fall due on the First day of November in this present year: And whereas only a small proportion of the said instalments so accrued due have been paid, and proceedings for the recovery of the same have been from time to time suspended by the authority of Parliament, and it is expedient that payment of the said instalments shall be remitted, but only under certain circumstances, to be shown by the parties liable to the payment of such instalments: And whereas, by reason of the heretofore contained enactment, extinguishing the right of all persons to Compositions for Tithes, it is necessary to make special provision, saving the right to such instalments; BE it therefore Enacted, That the several persons who would have been entitled to the receipt of the said Composition for Tithes, if this Act had not been passed, shall be and remain liable to The Queen's Majesty for the repayment by instalments of the advances made under authority of the heretofore recited Act of the third and fourth year of the reign of his late Majesty, and that the several sums directed by the said Act to be added to and made payable, together with and in addition to the said Compositions, shall be payable to and recoverable by the persons who would have been entitled to the said Compositions by and from the persons who would have been liable to the payment of such Compositions, if this Act had not been passed, as if such sums had been by the said Act made separately payable and recoverable as Compositions for Tithes, and that, save as aforesaid, all and every the provisions in the said Act contained in any way relating to the recovery of such instalments and sums, or enabling any person liable to the payment of such Compositions to recover against any person any sum whatsoever on account of such liability, shall, subject to the provisions hereinafter contained, remain in full force and effect as if the right to the said compositions were still subsisting.

3. And

But without prejudice to the provisions of 3 & 4 W. 4, c. 100.

3. And be it Enacted, That it shall and may be lawful for any person liable to the payment of any of the said instalments now due and unpaid, or who may be liable to the payment of any instalment which shall become due on the First day of November in this present year, to apply by memorial to the Lords Commissioners of Her Majesty's Treasury, describing the character in which he may be so liable, and stating what, if any, of the Compositions, together with and in addition to which any sums were made payable in respect of the advances repayable by such instalment under the said recited Act, may at or previous to the passing of this Act, or would at the time of such instalment falling due, be, if this Act had not been made, payable by persons bound to the payment thereof, by virtue of any certificate of agreement under the said recited Act of the first and second years of his late Majesty's reign; and also stating, so far as may be known to the Memorialist, what, if any, of the Compositions to which such additions as aforesaid may have been made, may at or previous to the passing of this Act, or would at the time of such instalment falling due, be, if this Act had not been made, payable by persons having in the lands charged with such Compositions any such like estate or interest as would make the owner thereof liable to the payment of the rent-charges hereinafter mentioned; and also stating what, if any, of the said sums so added to such Compositions have been received by the Memorialist, and if the same have not been received, why and under what circumstances they have not been received; and praying that the whole or any part of such instalment may be remitted; and the said Lords Commissioners of the Treasury shall, upon consideration of the facts stated in each such Memorial, have power and authority, if they shall so think proper, to suspend or delay the institution or prosecution of any proceedings for the recovery of such instalment; and shall, in case of suspending or delaying such proceedings, refer each such Memorial to the Chief or Second Remembrancer of Her Majesty's Court of Exchequer, or such other Officer of Her Majesty's Exchequer or Treasury in Ireland as they shall think proper, who shall require the Memorialist to prove before him the several matters and things stated in such Memorial by such evidence as the nature of the case may admit, and shall investigate the facts and circumstances by all such ways and means as he shall think fit, subject to such rules and directions as the said Lords Commissioners of the Treasury shall from time to time prescribe for his guidance, and shall report thereon to the said Lords Commissioners of the Treasury, who shall thereupon have power and authority, if they shall so think fit, to remit the whole or any part of such instalment; and if they shall remit the whole of such instalment, they shall direct satisfaction thereof to be duly entered and recorded in the proper office of the Exchequer; and if they shall remit only a part of such instalment, they shall direct satisfaction of the whole to be duly

The Lords of the Treasury may remit Instalments in certain cases.

entered and recorded upon payment of the residue of such instalment.

Chief Remembrancer or other Officer may examine on oath.

4. And be it Enacted, That it shall be lawful for the said Chief, or Second Remembrancer, or other officer to whom any such Memorial may be referred, to examine upon oath or affirmation, (which oath or affirmation he is hereby authorized to administer,) any person willing to be examined, touching any matter or thing relating to the subject of such reference, and also to receive any affidavit or deposition in writing, upon oath or affirmation made before any Justice of the Peace (and which any such Justice is hereby authorized to administer); and if any person who shall make or take any oath, affirmation, affidavit or deposition under or in pursuance of this Act, shall therein wilfully or knowingly swear, affirm, depose or answer falsely, every such person, being duly convicted thereof, shall incur and suffer such pains, penalties and disabilities as persons convicted of wilful and corrupt perjury are by law liable to.

Cases in which Instalments shall not be remitted.

5. Provided always, and be it Enacted, That it shall not be lawful for the said Lords Commissioners of the Treasury to remit any such instalment as aforesaid, due or to become due by any lay Impropricator, in respect of advances made on account of any Tithes or Compositions for Tithes charged upon lands the estate and property of such impropricator; nor to remit so much of any instalment as shall be equivalent to the amount of any sums so added to the said Compositions, and received by the person liable to such instalment; or which shall be payable by persons bound to the payment thereof by virtue of any certificate of agreement under the said Act of the first and second years of his late Majesty's reign, or by persons having such like estates or interests in the lands charged therewith as would make the owners thereof liable to the payment of rent-charge under the provisions of this Act.

In case of the remission of the whole or part of any Instalment, the sums added to the Composition shall be also remitted, unless due by Undertaking Landlords or persons who would be liable to Rent-charge.

6. And be it further Enacted, That in any case where the said Lords Commissioners of the Treasury shall remit the whole of any such instalment, it shall not be lawful for the person so relieved from his liability thereto to sue for or recover any sum added to the said compositions in respect of the advances on account whereof such instalment was made payable; and in any case when the said Lords Commissioners shall remit a part of any instalment, it shall not be lawful for the person so relieved to sue for or recover any such sum so added to the said Compositions from or against any person other than a person bound to the payment thereof by virtue of a certificate of agreement under the said recited Act of the first and second years of his late Majesty's reign, or a person having such an estate or interest as would make him liable to rent-charge under the provisions of this Act; and save in such cases, all and every

every the persons liable to the payment of any sum added to the said Compositions, or payable in respect of such additional sums, under the provisions of the said recited Act of the third and fourth year of his late Majesty's reign, on account of advances thereunder, shall, in the event of the remission of the whole or any part of the instalment payable on account of such advances, be and they are hereby exonerated and discharged from the payment thereof, without prejudice nevertheless to any payment heretofore made under the provisions of the said recited Act.

No. 2.

C L A U S E S

Proposed to be inserted, on the Report, in TITHES (IRELAND)

BILL, by Lord John Russell.

1. And whereas it was by the heretofore recited Act of the third and fourth years of his late Majesty's reign, enacted that Exchequer Bills to an amount not exceeding One million Pounds in the whole should be issued and applied to the relief of the Owners of Tithes or Compositions for Tithes in Ireland, in manner by the said Act directed: And whereas, in pursuance thereof, Exchequer Bills to the amount of Six hundred and forty thousand Pounds were so issued and applied: And whereas an Act was passed in the sixth and seventh years of his late Majesty's reign, intitled, "An Act to amend an Act passed in the first and second years of His present Majesty, for the Extension and Promotion of Public Works in Ireland;" whereby, after reciting that over above the sum required for the purposes of the said first recited Act, Exchequer Bills to the amount of One hundred thousand Pounds, or thereabouts, had been made out and delivered to the Teller of the Exchequer in Ireland, it was enacted, that such of the said Exchequer Bills as were then in the possession of the said Teller, not exceeding the said sum of One hundred thousand Pounds, should be applied to the purposes of the said Act for the extension and promotion of Public Works: And whereas it is expedient to apply the residue of the said sum of One million Pounds now remaining unappropriated, being Two hundred and sixty thousand Pounds, together with the sums which may have arisen, or shall arise in Her Majesty's Exchequer, on account of the instalments payable to the Crown under the provisions of the said Act of the third and fourth years of his late Majesty's reign, and also the sums which shall be reco-

The residue of the money applicable to the relief of the Owners of Tithes under 3 & 4 W. 4. c. 100, shall be applied, together with the sums arising to credit of the account hereinafter mentioned, in payment of the Arrears of Compositions before 1836 and 1837.

Treasury may
raise 200,000*l.*
by Exchequer
Bills in like
manner as is
prescribed by
48 G. 3, c. 1.

vered under the provisions hereinafter following from persons now
owing arrears of Compositions for Tithes, and having perpetual
estates or interests in the lands out of which the same may have
accrued due, and the other sums arising to the credit of the account
hereinafter mentioned, to the indemnification of persons who may
not have received payment of Compositions for Tithes accrued due
for the Two Years last past, that is, for the years One thousand
eight hundred and Thirty-six and One thousand eight hundred
and Thirty-seven: Be it therefore Enacted, That it shall be lawful
for the Commissioners of Her Majesty's Treasury of the United
Kingdom of Great Britain and Ireland at any time or times to cause or
direct any number of Exchequer Bills to be made out at the Receipt
of the Exchequer at Westminster for any sum or sums of money not
exceeding in the whole the sum of Two hundred and sixty thousand
Pounds, to be applied to the purposes of this Act, such Exchequer
Bills to be made out in the same manner or like manner, form and
order, and according to the same or like rules and directions, as are
prescribed in an Act passed in the forty-eighth year of the reign of
his Majesty King GEORGE the Third, intitled, " An Act for regu-
lating the Issue and paying off of Exchequer Bills."

The Clauses,
&c. in such
Act extended
to this Act.

2. And be it Enacted, That all and every the clauses, provisos,
powers, privileges, advantages, penalties, forfeitures, and disabilities
contained in the said Act shall be applied and extended to the
Exchequer Bills to be made out in pursuance of this Act, as fully
and effectually, to all intents and purposes, as if the said several
clauses or provisos had been particularly repeated and re-enacted
in the body of this Act.

Interest on
Exchequer
Bills, and
date of them.

3. And be it Enacted, That the Exchequer Bills to be made out
in pursuance of this Act shall bear date on the days on which the
same shall be respectively issued, and shall and may bear an interest
not exceeding the rate of Three-pence halfpenny per centum per diem
upon or in respect of the whole of the monies respectively contained
therein, payable out of any aids or supplies in the Receipt of Her
Majesty's Exchequer; and such Exchequer Bills shall be made pay-
able at such periods and places as shall be fixed by the said Com-
missioners of Her Majesty's Treasury, nevertheless so as that all such
Bills shall be made payable within Five Years from the date thereof.

Bills to be
payable out of
Supplies of the
year.

4. And be it Enacted, That the principal sum or sums of money
to be contained in such Exchequer Bills, shall be and are hereby
charged and chargeable upon and shall be paid and discharged by
and out of any Supplies which may be granted for the service of the
year in which such Exchequer Bills shall become payable.

5. And

5. And be it Enacted, That all and every the Exchequer Bills to be made forth by virtue of this Act, or so many of them as shall from time to time remain undischarged and uncanceled, shall and may, from and after the respective days on which the same shall become due and payable, be received and taken, and shall pass and be current to all and every the receivers and collectors in Great Britain and in Ireland of the Customs, Excise, or any revenue, supply, aid or tax whatsoever, already granted, due or payable, or which shall or may hereafter be granted, due or payable to Her Majesty, Her heirs and successors, and also at the Bank of England and at the Bank of Ireland to the account of Her Majesty's Exchequer, from the said receivers or collectors, or from any other person or persons, bodies politic or corporate whatsoever, making any payment there to Her Majesty, Her heirs and successors, for or upon any account, cause or occasion whatsoever, according to the purport and true meaning of this Act.

Bills to be current at the Exchequer after falling due.

6. And be it Declared and Enacted, That it shall and may be lawful for the Governor and Company of the Bank of England, and for the Governor and Company of the Bank of Ireland, to advance or lend to Her Majesty, upon the credit of the Exchequer Bills to be made out in pursuance of this Act, any sum or sums of money not exceeding in the whole the sum of Two hundred and sixty thousand Pounds, any thing in an Act passed in the fifth and sixth years of the reign of King WILLIAM and Queen MARY, intituled, "An Act for granting to their Majesties several Rates and Duties upon Tonnage of Ships and Vessels, and upon Beer, Ale and other Liquors, and for securing certain Recompenses and Advantages in the said Act mentioned to such Persons as shall voluntarily advance the sum of One million Five hundred thousand Pounds towards carrying on the War against France," or in any subsequent Act to the contrary thereof in anywise notwithstanding.

Bank of England may advance 250,000 l. on the credit of this Act, notwithstanding 5 & 6 W. & M. c. 20.

7. And be it Enacted, That it shall be lawful for the said Commissioners of the Treasury to cause all such sums of money as shall be raised by the Exchequer Bills to be made out in pursuance of this Act, and which sums they are hereby authorized to raise in such manner as they shall think proper, to be paid to the Governor and Company of the said Bank of Ireland to be carried and placed to a distinct and separate account, to be opened in the books of the said Bank of Ireland and of Her Majesty's Exchequer, under the name of "The Tithe Arrear Account;" and it shall be also lawful for the said Commissioners of the Treasury to cause any monies which may have arisen or which shall arise in the said Exchequer on account of the instalments payable under the said Act of the third and fourth years of his late Majesty's reign, to be carried and placed to the same account; and the said

Treasury to apply the money raised to purposes of this Act.

Commissioners of the Treasury shall also cause all monies received or recovered under the authority of this Act in satisfaction of any Composition for Tithes vesting in manner hereinafter mentioned in Her Majesty, to be carried and placed to the same account; and all the said monies so arising to the credit of the said account shall be paid and issued thereout upon the warrants of the said Commissioners of the Treasury, or any Three or more of them, to the persons in such warrants named, pursuant to the provisions hereinafter contained.

Persons who may not have received payment of their Compositions for 1836 or 1837 shall apply for relief by Memorial; such relief not to extend to Compositions payable by Undertaking Landlords.

8. And be it Enacted, That it shall and may be lawful for any person entitled, or who would have been entitled if this Act had not been made, to any Compositions for Tithes accrued and now remaining due and payable in Ireland for the year One thousand eight hundred and Thirty-six, or for the year One thousand eight hundred and Thirty-seven, to make application at any time within Two calendar Months next after the passing of this Act, to the Lord Lieutenant of Ireland in Her Majesty's Privy Council there, praying relief in respect of such Compositions for Tithes; and such application shall be made by Memorial, with a Schedule thereunto annexed, to be prepared and verified in manner by the said recited Act of the third and fourth years of his late Majesty's reign directed in respect of applications for relief to be made thereunder: Provided, That it shall not be lawful to include in any such Memorial and Schedule any Compositions for Tithes, the payment whereof may have been agreed for and undertaken by any person under the herein-before recited Act of the second and third years of his late Majesty's reign; and provided further, That in the Schedule to be annexed to each such Memorial, the applicant shall specify and distinguish, according to the best of his knowledge and belief, the Tithe Compositions to which he shall claim to be or have been so entitled, if any, payable by persons having, when such Compositions accrued due, such like estates or interests in the lands chargeable with such Compositions respectively as would, under the provisions hereinbefore contained, have made the owners thereof liable to the payment of the rent-charges hereinbefore mentioned if this Act had been in force, and such rent-charges payable at the time when such Compositions accrued due; and the said Lord Lieutenant and Council shall cause each such Memorial and Schedule to be revised by such persons and in such manner, and the several matters and things stated in or appearing thereby proved upon such evidence as to them shall seem proper; and if they shall so think fit they shall declare the Memorialist entitled to relief under this Act; and the said Lord Lieutenant shall certify the sum which shall be found due to each such Memorialist to the said Commissioners of the Treasury: Provided always, That if upon the revision of any such Memorial and Schedule any sum claimed therein should appear to have been previously paid or satisfied, or if such Memo-

rial

rial or Schedule should contain any false and wilful misrepresentation, then and in such case it shall be lawful for the said Lord Lieutenant to direct such sum by way of penalty, not exceeding the amount of such unfounded demand or the item in respect whereof such false and wilful misrepresentation may have been made, as he shall think proper to be deducted from and out of any sum payable to the Memorialist under the provisions hereinafter contained; and he shall certify to the said Commissioners of the Treasury the sum so to be deducted, and the same shall be deducted accordingly.

8. And be it Enacted, That whenever any person making any such application under this Act shall be declared to be entitled to relief hereunder, the right in and to all such Compositions for Tithes included in his Memorial and Schedule as may have accrued and remain due from or by persons having, at the time when such Compositions may have so accrued due, such like estates or interests in the lands chargeable therewith respectively as would under the provisions hereinbefore contained have made the owners thereof liable to the payment of the rent-charges hereinbefore mentioned, if this Act had been in force, and such rent-charge, payable at the time when such Compositions accrued due, shall vest in Her Majesty; and the said Lord Lieutenant shall issue a Proclamation, to be posted on conspicuous places within the proper parish (whereof the publication in the Dublin Gazette shall be sufficient evidence, as also of such declaration by the Lord Lieutenant in Council) enjoining and requiring all persons named in the Schedule annexed to each such Memorial, and having such estates or interests as aforesaid respectively, to pay to such bank or person as the said Lords Commissioners of the Treasury shall appoint to receive the same, the several sums in such Schedule stated to be due and owing by them severally, or so much thereof as they shall respectively admit to be due, subject to a deduction of Fifteen Pounds per centum, and warning all such persons that in default of their paying the same within One calendar Month from the date thereof such proceedings as are by this Act warranted will be forthwith taken for the levy and recovery of the entire amount of the Composition so remaining due and unpaid, without any such deduction as aforesaid; and the Cashier of the Bank, or person authorized to receive such sums, shall give to every party making any such payment a receipt, which shall be an acquittance for the monies therein expressed to have been received, and if for the full amount in such Schedule stated, subject to the said deduction of Fifteen Pounds per centum, or for such lesser amount in lieu thereof as Her Majesty's Attorney General for Ireland shall direct to be received, such receipt shall be an acquittance for all Composition for Tithe which might be claimed from such party by the person upon whose application the Proclamation aforesaid may

Upon application for relief under this Act, Proclamation to be issued, enjoining payment of Arrears due by such persons as would be liable to pay Rent-charges under this Act, subject to a deduction of 15 per cent.

Proceedings in case of default.

Collector of Excise shall give a receipt to parties making payment, which shall be a sufficient acquittance.

have been issued, or by the Crown in right of such person under the provisions of this Act.

In default of obedience to Proclamations, on application by petition of Attorney General to the Court of Chancery or Exchequer, or Assistant Barrister, for an order against Debtors for the whole sum due, without any deduction.

9. And be it further Enacted, That upon the expiration of the time in the said Proclamation limited, and in default of payment as aforesaid, it shall and may be lawful for the said Attorney General to apply by petition, either to the Court of Chancery or Exchequer in Ireland, or in any case where the sum sought to be recovered shall not exceed Twenty Pounds, then, at the option of the said Attorney General, to the Court of the Assistant Barrister of the county or riding where the person in default shall reside, or if he shall reside in the county of Dublin, to the Court of the Chairman of the Sessions of the Peace for the said county, praying the order of such Court, Assistant Barrister or Chairman against any person in default who shall be named and distinguished in any such Schedule as aforesaid, as having such estate or interest as hereinbefore described in the lands charged with any Composition due and in arrear, or whom the said Attorney General shall apprehend to have had such estate or interest at the time when such Composition accrued due; and the said Courts shall summarily examine into the matter of every such petition, and for that purpose call before them and examine rief ever any person upon oath, or ascertain the truth by interrogatories in writing or by affidavit, and thereupon make such order or orders as to such Court shall seem just; and the costs shall be in the discretion of the Court, as if the proceeding was between subject and subject; and in case any person against whom any such order shall be so prayed shall not, by himself or some attorney or counsel, attend at the time appointed for proceeding upon such petition, and show that he had not when such Composition accrued due, such an estate or interest as hereinbefore described in the lands chargeable with such Composition, the liability of such person shall be taken *pro confesso*, and an order shall be forthwith made as against every such person for such amount of Composition as shall be proved to be so due and in arrear in respect of the said lands without any deduction whatsoever; and the sum expressed in any such order, and the costs, shall be taken to be a debt due to Her Majesty, and recovered accordingly.

The Court of Chancery or Exchequer, or Assistant Barrister, is to examine into the matter of Petition; not so as to be by death of parties.

Notice of any proceeding to

10. And be it Enacted, That no objection to any such petition on account of the demands thereby sought to be recovered being distinct and multifarious, nor for want of parties or want of form, shall be received; and no such petition shall abate on account of the death of any of the parties; and in case of any such death the said Attorney General may proceed against the representatives of any person so dying, having first served them with a notice thereof; and upon its appearing to the Court that such notice had been

been given, such Court shall inquire into the matter of such petition as against the representative of any person so dying in the same manner as against the said person were he living, and the said Courts respectively shall proceed thereon accordingly : Provided always, That at least Fourteen Days before any proceeding shall be taken under any such petition as aforesaid a notice thereof shall be served upon the person against whom any order may be thereby prayed.

be taken on such Petition shall be given to the party Fourteen Days previously.

11. Provided, and be it Enacted, That if it shall appear upon the hearing of any such petition as aforesaid, that any demand or demands contained in any Schedule to any such Memorial as aforesaid had been previously paid or satisfied, or are unfounded or unreasonable, then and in any such case it shall be lawful for the Court to direct the amount of such demand, or the excess beyond the just and reasonable amount thereof, to be deducted from any sum payable to the Memorialist under this Act, and the same shall be deducted accordingly ; and it shall also be lawful for such Court, in case any such proceeding shall have been taken by reason of a false and wilful misrepresentation of the liability of the party proceeded against contained in any such Schedule as aforesaid, to order such sum or sums as shall appear to such Court to be reasonable to be paid by the said Attorney General to the party or parties so wrongfully proceeded against, as costs ; and such sum or sums shall be certified to the said Commissioners of the Treasury by the said Attorney General, and shall be in like manner deducted from any sum payable under this Act, to the Memorialist who may have made such false and wilful misrepresentation.

Parties wrongfully sued to have costs.

12. And be it Enacted, That it shall be lawful for the said Commissioners of the Treasury or any Three or more of them to order and direct that such sum or sums of money as may be necessary to defray the expenses attendant upon the revision of the said Memorials and Schedules, and the costs and expenses of the other proceedings hereinbefore mentioned, shall be paid to such persons, at such times, and in such manner as they shall think fit, from and out of the monies accruing to the credit of the said account to be kept as hereinbefore provided at the said Bank of Ireland and Exchequer, and the residue of the monies arising to the credit of the said account shall be applied to the relief of the several Memorialists who shall be declared to be entitled to relief under this Act as hereinbefore provided, and such residue shall be distributed rateably amongst them in proportion to, but not exceeding, the amount of the several sums found due to them respectively on account of the arrears of Composition payable in and for the said years One thousand eight hundred and Thirty-six and One thousand

The Expenses of the revision of Memorials and Schedules to be first defrayed out of the fund in the Exchequer, and the residue distributed rateably among the Memorialists.

eight hundred and Thirty-seven, included in the said several Schedules; and the said Commissioners of the Treasury or any Three or more of them shall direct payment to be made to each such Memorialist accordingly; and the surplus, if any, shall be carried to and made part of the Consolidated Fund of the United Kingdom of Great Britain and Ireland.

TITHES (IRELAND) BILL.

No. 1.

CLAUSES

Proposed to be substituted, on the Report, for the First and Second Clauses of the *Tithes (Ireland) Bill*, by Lord John Russell.

No. 2.

CLAUSES

Proposed to be inserted, on the Report, in the *Tithes (Ireland) Bill*, by Lord John Russell.

July 1838.
